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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICOH COMPANY LTD.,
Plaintiff,
vs.
AEROFLEX INCORPORATED, ET AL.,
Defendants
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**RICOH'S REPLY TO ANSWER AND
COUNTERCLAIMS OF DEFENDANT
MATROX GRAPHICS INC. TO
AMENDED COMPLAINT FOR PATENT
INFRINGEMENT**
)

Plaintiff Ricoh Company, Ltd. ("Ricoh") for its Reply to the Answer and Counterclaims of Defendant Matrox Graphics Inc.. To Amended Complaint For Patent Infringement (hereinafter "Answer and Counterclaim of Matrox Graphics"), alleges as follows:

1 1. Paragraphs 1-66 of the Answer and Counterclaim of Matrox Graphics do not require a
2 response, nevertheless and to the extent necessary, Plaintiff Ricoh asserts all defenses and affirmation
3 defenses available to it, including but not limited to failure to state a claim upon which relief can be
4 granted and lack of subject matter jurisdiction.

5 2. Plaintiff Ricoh admits the allegations of paragraph 67 of the Answer and Counterclaim
6 of Matrox Graphics.

7 3. Plaintiff Ricoh admits the allegations of paragraph 68 of the Answer and Counterclaim
8 of Matrox Graphics.

9 4. With respect to paragraph 69 of the Answer and Counterclaim of Matrox Graphics,
10 Ricoh admits there is a justiciable controversy insofar as the counterclaims relate to claims 13-17 of
11 the '432 Patent but denies there is a justiciable controversy to the extent any of the counterclaims
12 relate to any of the other claims of the '432 Patent and further states that the Court lacks jurisdiction
13 with respect to such counterclaims.

14 5. Plaintiff Ricoh admits this Court has personal jurisdiction over Ricoh and otherwise
15 denies the allegations of paragraph 70 of the Answer and Counterclaim of Matrox Graphics.

16 6. Plaintiff Ricoh admits venue is proper in this district and otherwise denies the
17 allegations of paragraph 71 of the Answer and Counterclaim of Matrox Graphics.

18 7. Plaintiff Ricoh admits the allegations of paragraph 72 of the Answer and Counterclaim
19 of Matrox Graphics insofar as they relate to claims 13-17 of the '432 Patent but denies there is a
20 justiciable controversy as to any of the other claims of the '432 Patent and the Court therefore lacks
21 jurisdiction with respect to such other claims.

22 8. In response to paragraph 73 of the Answer and Counterclaim of Matrox Graphics,
23 Plaintiff Ricoh incorporates its responses to paragraph 67-71 of the Answer and Counterclaim of
24 Matrox Graphics as if fully set forth herein, denies the allegations in paragraphs 58-66 of the Answer
25 and Counterclaim of Matrox Graphics and notes there are no allegations requiring response in
26 paragraph 1-57 of the Answer and Counterclaim of Matrox Graphics but nevertheless and to the
27

1 extent necessary, admits or denies or denies information and belief sufficient to form a belief, as
2 appropriate, as to any statements therein.

3 9. Plaintiff Ricoh admits the allegations of paragraph 74 of the Answer and Counterclaim
4 of Matrox Graphics, but alleges that it is the owner of the '432 Patent.

5 10. Plaintiff Ricoh admits the allegations of paragraph 75 of the Answer and Counterclaim
6 of Matrox Graphics.

7 11. Plaintiff Ricoh denies the allegations of paragraph 76 of the Answer and Counterclaim
8 of Matrox Graphics.

9 12. Paragraph 77 of the Answer and Counterclaim of Matrox Graphics is not a proper
10 allegation but rather is a prayer for relief; nevertheless and to the extent necessary, plaintiff Ricoh
11 denies the allegations of paragraph 77 of the Answer and Counterclaim of Matrox Graphics.

12 13. In response to paragraph 78 of the Answer and Counterclaim of Matrox Graphics,
13 Plaintiff Ricoh incorporates its responses to paragraph 67-71 of the Answer and Counterclaim of
14 Matrox Graphics as if fully set forth herein, denies the allegations in paragraphs 58-66 of the Answer
15 and Counterclaim of Matrox Graphics; and notes there are no allegations requiring response in
16 paragraph 1-57 of the Answer and Counterclaim of Matrox Graphics but nevertheless and to the
17 extent necessary, admits or denies or denies information and belief sufficient to form a belief, as
18 appropriate, as to any statements therein.

19 14. Plaintiff Ricoh denies the allegations of paragraph 79 of the Answer and Counterclaim
20 of Matrox Graphics.

21 15. Paragraph 80 of the Answer and Counterclaim of Matrox Graphics is not a proper
22 allegation but rather is a prayer for relief; nevertheless and to the extent necessary, plaintiff Ricoh
23 denies the allegations of paragraph 80 of the Answer and Counterclaim of Matrox Graphics.

24 16. Paragraph 81 of the Answer and Counterclaim of Matrox Graphics is not a proper
25 allegation and is not permitted under the Federal Rules of Civil Procedure and therefore does not
26 require a response; nevertheless and to the extent necessary, plaintiff Ricoh denies the allegations of
27 paragraph 81 of the Answer and Counterclaim of Matrox Graphics.
28

PRAYER FOR RELIEF

WHEREFORE, Ricoh prays for entry of judgment:

that Matrox Graphics has infringed the '432 Patent;

that Matrox Graphics, its agents, employees, representatives, successors, and assigns and those acting, or purporting to act, in privity or in concert with Matrox Graphics, be preliminarily and permanently enjoined from further infringement of the '432 Patent;

that Matrox Graphics account for and pay to Ricoh all damages under 35 U.S.C. § 284, including enhanced damages, caused by the infringement of the '432 Patent, and attorneys' fees pursuant to 35 U.S.C. § 285;

that Ricoh be granted pre-judgment and post-judgment interest on the damages caused to it by reason of Matrox Graphics's infringement of the '432 Patent;

that Matrox Graphics's Counterclaim be dismissed with prejudice;

that costs be awarded to Ricoh; and

1 that Ricoh be granted such other and further relief as the Court may deem just and proper
2 under the current circumstances.

3
4 Dated: May 17, 2004

Respectfully submitted,
Ricoh Company, Ltd.

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6 By: /s/ Kenneth Brothers

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